

RESOLUTION NO. 3-93

NAVAJO COUNTY, ARIZONA

RESOLUTION AUTHORIZING PROCEEDING WITH AND PARTICIPATION IN THE PROJECT OF THE LONE PINE LANDFILL GOVERNMENTAL FINANCING CORPORATION TO FINANCE AND DEVELOP A TRANSFER STATION FOR PURPOSES OF COLLECTION OF SOLID WASTE FOR ULTIMATE DISPOSAL AND COMMITMENT OF EFFORTS OF THE COUNTY TO ASSIST PROJECT THROUGH THE COMMITMENT OF SOLID WASTE TO THE PROJECT

WHEREAS, the LONE PINE LANDFILL GOVERNMENTAL FINANCING CORPORATION (hereinafter the "Corporation") was formed for the purpose of developing a regional solution to solid waste management problems in the southern portion of Navajo County; and

WHEREAS, the Town of Pinetop-Lakeside, the City of Show Low and Navajo County, Arizona, (hereinafter the "Participants") have heretofore entered into an Intergovernmental Agreement dated April 13, 1992, regarding the roles of such parties concerning the activities and financing of the Corporation; and

WHEREAS, the Corporation has determined that the most cost effective, efficient, manageable program for the disposition of solid wastes within the geographic region encompassed by the boundaries of the Participants is the development of a Transfer Station for the consolidation of solid wastes collected within the region and the removal to and disposal of such solid waste at a suitable landfill; and

WHEREAS, in order to develop the transfer station it is necessary for the Corporation to obtain commitments of a suitable quantity of solid waste which will use the facility; and

WHEREAS, in order to finance the development of the Transfer Station it will be necessary for the Corporation to enter into a Lease/Purchase agreement with the Participants; and

WHEREAS, in order to finance the operation and maintenance of the Transfer Station the Corporation will have to charge tipping fees to all users; and

WHEREAS, the Corporation and the Participants acknowledge that it will be necessary to develop and implement an educational program to inform the citizens within the geographic area of the Participants of the availability of the Transfer Station and the necessity for using the same; and

WHEREAS, the development and operation of the Transfer Station will serve the public interest within the community.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS THAT:

1. The concept of the development, financing and operation of the Transfer Station is hereby supported and endorsed.

2. The members of the Corporation from this entity are hereby instructed to, on behalf of this entity, have the Corporation take those steps as may be necessary to develop, finance and operate the Project as described herein.

3. To the extent that lawful power and authority exist therefore, this entity shall, subject to prior commitments, take all steps to direct the disposition of solid waste collected within its area of control and influence to the Transfer Station and further shall develop a plan for prevention of unlawful disposition of solid wastes within the area under its jurisdiction.

4. An educational program shall be established within the geographic boundaries of this entity to encourage the use of the Transfer Station and to prevent unlawful disposal of solid wastes.

5. The final approval of the financing of the Project shall be brought before this body for consideration and approval prior to the incurrence of any indebtedness therefore.

Adopted this 4th day of January, 1993.

NAVAJO COUNTY, ARIZONA


Chairman

Attest:

Donna S. Williams
Clerk - Acting

Approved as to form:

Mr. R. B. [Signature]
County Attorney

COUNTY.RES/LONEPINE